

State of Alaska
FY2004 Governor's Operating Budget

Department of Public Safety
Alaska Criminal Records and Identification
Component Budget Summary

Component: Alaska Criminal Records and Identification

Contact: Karen R. Morgan, Director, Division of Administrative Services

Tel: (907) 465-5488 **Fax:** (907) 586-2762 **E-mail:** karen_morgan@dps.state.ak.us

Component Mission

To provide complete, timely, accurate criminal history and identification information to state and nationwide customers for criminal justice activities, licensing and employment screening, and other purposes authorized by law.

Component Services Provided

- (1) Serve as the state's central repository for criminal records, maintaining Alaska's criminal history, fingerprint and photograph databases.
- (2) Provide direct services to federal, state and local police, courts, corrections, and prosecutors by:
 - a) verify the identity of all newly arrested individuals through fingerprints;
 - b) identify latent crime scene fingerprints;
 - c) determine if a previous in-state or out-of-state criminal history record exists;
 - d) perform quality control and audits that assure the completeness and accuracy of criminal history records maintained by the repository;
 - e) correct or complete inaccurate or incomplete criminal history records as necessary;
 - f) train booking officers and fingerprint vendors in fingerprinting techniques; and
 - g) participate in policy and procedural development at state, regional and national levels.
- (3) Provide criminal history background checks to authorized non-criminal justice employers, organizations, and individuals to screen candidates for work with children, vulnerable adults or for other sensitive positions.
- (4) Provide Alaskan criminal justice agencies with access to the National Crime Information Center (NCIC) and the National Law Enforcement Telecommunication System (NLETS) by serving as the Control Terminal Agency (CTA). CTA responsibilities include:
 - a) determine agency access according to state and federal laws and policies;
 - b) document authorized access for each agency in a user agreement;
 - c) develop and administer audit programs;
 - d) provide direction and control through Control Terminal Agency directives;
 - e) provide system security for over 850 APSIN terminals, of which about 800 have NCIC/NLETS access, by:
 - distributing information about system updates, administering certification testing for over 2,500 operators, and establishing security profiles and access authority for users
 - investigating allegations of operator misuse of system information or violations of security procedures and policies.

- (5) Assist in identification through DNA by maintaining a DNA flag in the Alaska Public Safety Information Network (APSIN) indicating those persons required to provide a DNA sample based on a criminal convictions, and those for whom a DNA sample and record is available through the state crime laboratory;
- (6) Represent the state as a member of the National Crime Prevention and Privacy Compact Council to address laws and policies involving national criminal background checks for noncriminal justice purposes;
- (7) Represent the state as a member of the NCIC Western Region working group to address laws and policies involving state and national criminal history record systems, 'hot file' data (wanted/missing individuals, stolen property, etc.);
- (8) Represent the state as a member of the NLETS Operational Committee to address laws, policies and communication networks involving criminal justice, law enforcement and Homeland Security related issues;
- (9) Represent the state as a member of SEARCH, the National Consortium of Justice Research and Statistics;
- (10) Serve as the state's point of contact for federal grant programs involving criminal history record improvements and criminal justice information technology and ensure compliance with program requirements to maintain the state's eligibility for funding;
- (11) Chair the Administrative Subgroup of the Criminal Justice Information Advisory Board;
- (12) Administer the Uniform Crime Reporting (UCR) program in Alaska: Collecting compiling, and publishing standardized crime data from across the state, maintaining UCR data, and responding to external requests for Alaska crime statistical information. Forward crime data reported by participating police agencies to the FBI for consolidation with other states' data to project national crime trends and create the "Crime in the United States" publication. Publish detailed state data annually in "Crime Reported in Alaska" and
- (13) Provide police case report archival services for the Alaska State Troopers and Fish and Wildlife Protection.

All 47 local police departments and all state criminal justice agencies, with annual budgets totaling over \$500 million, depend on this component's services to assist in detecting, apprehending, prosecuting, sentencing, incarcerating, and supervising people who commit crimes in Alaska. All states have counterpart agencies which coordinate closely with the FBI and other states for law enforcement purposes.

This component is comprised of four units, each of which is responsible for one or more functional areas within the Records & Identification Section. These are:

1) CRIMINAL RECORDS/JUNEAU

As of July 1, 2002, the Alaska Public Safety Information Network (APSIN) contained nearly 550,000 computerized criminal history records for over 200,000 individuals. These records are used by police, prosecutors, courts, corrections and probation officials, plus those authorized access under state or federal law.

Alaska State Trooper case reports are maintained on microfilm for future reference along with microfilmed criminal history records (over three million documents are on microfilm, another half-million are maintained in file drawers).

Each year, one position in the Juneau Criminal Records Unit:

- a) Receives about 30,000 AST/FWP cases, plus about 4,200 supplements for filing.
- b) Researches, prepares, and mails approximately 2,000 copies of case reports to law enforcement agencies. Cases vary in length and can exceed 100 pages; older cases from microfilm typically involve complex investigations of major crimes.
- c) Responds to about 1,100 requests from the FBI National Instant Check System (NICS) regarding missing or incomplete disposition information maintained by the Central Repository. The FBI NICS program requires this information prior to making decisions regarding the eligibility of specific individuals to purchase firearms.

- d) Provide over 1,300 individuals with copies of their criminal history records, generally for the purpose of employment.

2) AUTOMATED FINGERPRINT IDENTIFICATION SERVICES (AFIS) THROUGH THE WESTERN IDENTIFICATION NETWORK (WIN)

WIN/AFIS is a computerized fingerprint identification system and network containing centrally the fingerprint records of 7 western states, with network access to additional states, including California and Washington, and other law enforcement agencies. Via the WIN network, Alaska has access to approximately 15 million fingerprint records and will routinely search about 3 million records contained in the central WIN database for the purpose of searching arrest, applicant, and personal identification fingerprints. It compares fingerprints to assure positive ID, eliminate duplication and identify aliases.

Unidentified (latent) crime scene fingerprints are also retained, and all new cards are searched against this file to produce a list of possible identifications for verification. A direct interface with the WIN network allows crime scene fingerprints to be searched against the AFIS files from nine western states and the Immigration and Naturalization Service (INS). AFIS operators sometimes testify in court regarding fingerprint identification. Latent Fingerprint Examiners from the DPS Scientific Crime Detection Laboratory and the Anchorage Police Department use AFIS.

Alaska's AFIS records include over 2,400 latent fingerprints from unsolved crimes; the fingerprints of persons subsequently arrested are compared to this database to obtain "cold hits" (identify a previously unknown suspect). Since becoming operational in June 1984, AFIS has made over 1,000 "cold hits".

AFIS contains the equivalent of 300,000 individual Alaska fingerprint records. This database is used to verify or determine the identity of both arrested subjects and individuals undergoing criminal history record background checks for employment or licensing purposes. To date, AFIS has detected over 8,000 persons who were attempting to falsely report their identity. Since joining WIN, ten-print AFIS searches have produced over 2,800 identifications from out-of-state records.

Each year, the four AFIS operators and eight clerks in this unit:

- a) process over 53,000 fingerprint cards;
- b) process, update, and release criminal history record information for over 21,000 applicants, based on fingerprint search requests;
- c) perform about 87,000 criminal history record updates and data entries in APSIN; and
- d) provide more than 10,000 individuals with copies of their criminal history records, generally, for employment purposes.

3) CRIMINAL HISTORY RECORD AUDIT/QUALITY ASSURANCE/ANCHORAGE

AS 12.62.150 requires the central repository to take reasonable measures to ensure the completeness and accuracy of criminal history records and mandates system audits. Two positions have been assigned the responsibility of conducting research regarding the accuracy of Alaska's criminal history records, and correcting/updating those records as required. One of these positions annually completes a random audit of designated court districts to evaluate the records and report to the Criminal Justice Information Advisory Board (CJIAB) on compliance with AS 12.62 and the accuracy of criminal history records maintained by the Repository. Additionally, this sub-unit is responsible for system security and biennial audits of all agencies with access to NCIC.

In the past year, the four positions in this unit have:

- a) conducted random audits of a statistically significant sample of records selected from the Second and Fourth Judicial District;
- b) evaluated over 5,000 records for completeness and accuracy and made corrections to 88% of those targeted records;

- c) consolidated duplicate records of over 2,400 individuals who had multiple records in APSIN due to clerical error, fraud, or obtaining an Alaska driver's license or identification card after previously having contact with a statewide criminal justice agency;
- d) conducted audits of one-half of all agencies with access to APSIN, NCIC, and NLETS, as part of the two-year FBI-mandated audit cycle. Agency records were audited for accuracy, timeliness and completeness, and policy and regulatory issues were addressed. User training on the functionality of these systems and the policies governing their use was provided in conjunction with the audit function;
- e) provided audit and security oversight through the administration of NCIC/NLETS Control Terminal Agency policies and state laws;and
- f) published "Crime Reported in Alaska" and provided the FBI with statewide data for publishing the national Uniform Crime Report, "Crime in the United States".

4) OPERATORS' (DRIVERS') LICENSE PHOTO UNIT/ANCHORAGE

This Unit receives copies of DMV-issued driver's licenses and identification cards. This photographic identification is filed by DMV number, and retrieved for use by law enforcement investigators requiring photographic identification of suspects. This unit also receives booking photographs of arrested subjects. The three positions in this section maintain over 2,000,000 DMV photos and 300,000 booking photographs.

In FY2002, this unit:

- a) received and filed over 190,000 photographs;
- b) constructed over 5,000 photographic line-ups for use by law enforcement investigators;
- c) provided over 8,000 copies of photographs as requested by authorized criminal justice agencies; and
- d) continued to improve response time for criminal justice agencies requesting photograph copies by using computer technology that allows for the scanning and e-mailing of photographs requested by criminal investigators.

Without photographs of an individual, it is significantly more difficult for law enforcement to locate that person. Certified copies are sometimes requested for extradition of fugitives from other jurisdictions.

In FY1999, R&I embarked on a pilot project to replace the legacy practice of microfilming court judgment records and AST/FWP case reports with an imaging system. This system was developed by the department's Information Systems section, and Phase I was implemented in June 1999. During FY2000, additional phases were implemented, and it is expected that disposition information and case report information will be available, on-line in real time, to investigators by FY2003.

Component Goals and Strategies

(1) IMPLEMENT EFFICIENT INTERNAL WORKFLOW AND INTERNAL OPERATING SUPPORT

Several information systems are used to automate the capture of fingerprints, provide tracking and billing capability for both criminal and applicant processing, and to index case reports, photographs and fingerprint images in a central location, providing access to authorized users.

(2) IMPLEMENT INTEGRATED CRIMINAL JUSTICE SYSTEMS TO ALLOW FOR ELECTRONIC PROCESSING OF FINGERPRINT CARDS RECEIVED BY THE UNIT TO IMPROVE PROCESSING TIME, AND REDUCE DATA ENTRY ERRORS BY ELIMINATING REDUNDANT DATA ENTRY

Initial development of an interface between the state's Criminal History Record System (APSIN) and the fingerprint system that serves western states (WIN AFIS) began in FY2000. Implementation of systems integration will continue in FY2002. The bureau expects to complete system integration in FY2003, including

internal systems (Criminal History Record System, fingerprint tracking system, the WIN State Transaction Controller) and external systems (FBI IAFIS and NCIC systems and other automated fingerprint information systems (AFIS), including California, Washington, and possibly a number of other state systems). This will result in faster processing of fingerprints, further automation of the fingerprint identification process and updating of criminal history records.

(3) INITIATE AND/OR PARTICIPATE IN THE DEVELOPMENT AND IMPLEMENTATION OF STATE AND NATIONAL LEGISLATION INVOLVING CRIMINAL JUSTICE INFORMATION

The department will continue to draft, review and analyze state and federal legislative proposals and analyze potential fiscal impacts. Examples of legislative issues include mandatory fingerprinting, sex offender registration, domestic violence, juvenile criminal history records, the National Instant Check System (NICS), and the National Crime Prevention and Privacy compact.

(4) CONTINUE TO IMPROVE COMPLIANCE WITH MANDATORY FINGERPRINTING OF ADULT CRIMINALS

A significant percentage of Alaska's criminal records are not supported by fingerprints. Significant improvement has been measured since the state's mandatory adult fingerprinting law was enacted 1994, but further progress is needed. It is estimated that two-thirds of new arrests involve persons who have been previously arrested. If fingerprints are on file from an earlier arrest, it is much easier to identify a person who may be wanted by other law enforcement agencies. Fingerprints are essential to associate all recidivist arrests with the correct person despite the use of multiple names by criminals. The department is working with the Department of Corrections and the Alaska Court System to expand the live scan system, which automates the capture of fingerprints and speeds the identification process. Additionally, the department obtained federal grant funds to install a live scan machine at the Anchorage Courthouse, staffed by employees from the Department of Corrections to improve fingerprinting rates for out-of-custody defendants. The rate of compliance for fingerprinting rose from 56% in the first month of this project to 90% in the final month of FY2002.

Key Component Issues for FY2003 – 2004

(1) PARTICIPATE IN APSIN REDESIGN PROJECT

The department has received funding to begin redesigning the Alaska Public Safety Information Network. As the central repository and Control Terminal Agency, the bureau will play a key role in defining needs for the new system.

(2) FINALIZE THE UPGRADE OF THE ALASKA AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM (AFIS)

In 1998, the Department joined the Western Identification Network (WIN), which maintains a central database of fingerprint records for 6 other western states. Alaska's fingerprint records are now combined with the databases of Oregon, Nevada, Utah, Wyoming, Montana and Idaho. Alaska has maintained its network access to the California and Washington databases. The new AFIS technology will further automate the fingerprint processing.

'Lights out' processing means automatic processing of fingerprint submissions including:

- the electronic transmission of the fingerprints and descriptive information (currently in use at four correctional facilities and the Anchorage Courthouse);
- automatic name search of the state criminal history repository (in APSIN) (currently in the testing phase);
- AFIS search or verification based on the results of that name search (currently in the testing phase);
- automatic updating of the state criminal history repository (currently in the testing phase);
- automatic notification of search results to electronic contributors (those correctional facilities submitting criminal fingerprint cards via live scan - currently in development); and
- automatic electronic fingerprint card transmissions to the FBI for search and inclusion in the national database – currently in the testing phase in Utah. Testing of this feature began in Alaska in FY2002, and it is anticipated that full implementation of both criminal and applicant fingerprint card transmissions will occur in FY2003. Automatic transmission of these transactions will dramatically reduce turnaround time for both criminal and applicant processes.

Much progress has been made in implementing this new technology, which will greatly minimize manual data entry, therefore improving the accuracy of records in the Alaska criminal history repository. It will significantly improve the turnaround time for both criminal and applicant submissions. It is anticipated that full AFIS functionality and most of the 'lights out' processing will be available and in use during FY2003.

(3) INCREASE ELECTRONIC TRANSMISSION OF CRIMINAL AND APPLICANT FINGERPRINTS TO THE FEDERAL BUREAU OF INVESTIGATION

In 1998, the FBI installed two "Interim Distributed Imaging Systems" (IDIS) at the Central Repository. A pilot project for scanning and submitting criminal fingerprint cards electronically to the FBI was begun. In July 1999, the FBI's IAFIS became operational. The use of the IDIS systems, in conjunction with the WIN AFIS Transaction Controller, will allow electronic entry of all submitted fingerprint cards (both criminal and applicant) to the FBI subsequent to a search of the Alaska and WIN databases. Use of this system will reduce turnaround time from weeks to days for a complete national fingerprint search. During FY2000, additional terminals were purchased to allow for scanning of fingerprints received by the FBI via the U.S. Mail. Some modifications to data entry screens were made in FY2001 to allow for electronic transmission of both criminal and applicant cards to the FBI once local processing is complete, and final modifications will be made for total implementation in FY2003. It is anticipated that minor modifications will be required once systems integration is implemented, possibly requiring additional changes during FY2003.

(4) CONTINUE TO MONITOR, ASSESS, RECOMMEND AND ADOPT STRATEGIES TO ADDRESS NATIONAL INITIATIVES

- Brady National Instant Check System (NICS) - The U.S. Department of Justice is responsible for implementation of "instant" background checks for firearm transfers, effective November 30, 1998. Alaska does not perform these checks, but forwards information required by the legislation, to the extent it is available, to the FBI to facilitate these checks.
- Violence Against Women Act (VAWA) - This law requires that the records of individuals convicted of crimes involving domestic violence be flagged. Based on information provided by the Alaska Court System on judgments, the bureau staff flags these convictions in APSIN, which also results in the indexing of this information in national systems.
- Sex Offender Registration Act (AS 12.63, Wetterling, Megan's Law, Lychner Act) - The department worked with the Court System to implement a court form that requires the sentencing judge to indicate the duration of the offender's registration requirement. The bureau enters that data into APSIN. The department will continue to work with the Court System to attain consistent use of this form.
- The National Crime Prevention and Privacy Compact was adopted by Alaska in FY2001 and became effective September 1, 2001, including modifications to Alaska's laws involving dissemination of criminal justice information. In FY2002, the department drafted amendments to its regulations to reflect these changes, simplifying procedures for releasing criminal history records. The new regulations will be adopted in FY2003.
- NCIC 2000 - The FBI is upgrading its national criminal record system after approximately 30 years. The department has begun planning and making modifications to APSIN to take advantage of NCIC 2000 enhancements that permit transmission of photographs and fingerprints, including mobile data terminals. The Anchorage Police Department has received \$2.4 million in funding for mobile terminals in their vehicles. The APSIN interface with APD and other programs will need to be enhanced to permit full NCIC 2000 capabilities to be realized. New FBI requirements specified that APSIN security should have been improved by September 2002. Alaska did not fully meet the FBI's initial September 2002 deadline for enhanced security (specifically, the requirement to encrypt data that is transmitted over public networks). An extension was requested and was granted by the FBI. It is anticipated that full compliance with NCIC Security Policies will be completed in FY2004. However, Alaska did meet and exceed the minimum mandatory system enhancements for data entry. NCIC 2000 compliance and capability are also being addressed within the APSIN Redesign Project.

(5) REPLACE PAPER AND MICROFILM ARCHIVE WITH ON-LINE IMAGING SYSTEM

- place trooper case reports on-line;

- place booking photos and drivers' license photos on-line; and
- place fingerprint images on-line.

Major Component Accomplishments in 2002

Criminal Justice Information Audits

A Byrne federal sub-grant award was used to administer the department's criminal justice information audit system in compliance with AS 12.62.150 and federal laws and policies. An annual report of criminal repository audits and statistics was published. The component applied for and received another grant award to continue these activities during FY2003.

The FBI completed its seventh biennial audit of the state's compliance with NCIC requirements and found the state's data error rate below the national average and significantly lower than the state's previous audit.

The department applied for and received a federal grant under the Crime Identification and Technology Act (CITA) to write specifications to redesign APSIN, the state's criminal justice system, and to allow the Alaska Court System to submit court judgment information to the repository electronically in order to update criminal history records in APSIN more efficiently

Continued Improving Compliance with Mandatory Fingerprinting of Adult Criminals

Through the continued efforts of the Department of Public Safety, the Department of Corrections and the Courts, compliance with AS 12.80, the mandatory fingerprinting law, continues to improve. As a result of these efforts, including the expansion of the live scan project to include the Anchorage Courthouse, the state has realized an increase of over 76% in the number of criminal fingerprint cards submitted by law enforcement agencies since FY1996.

Maintained Service Quality Despite Increased Workload

Criminal and applicant fingerprint processing routines have been streamlined. Fingerprint submissions have increased over 76% over the past 7 years.

During the same time period, the Records and Identification Section has realized a greater than 285% increase in the number of individuals requesting copies of their own criminal history record. To accommodate this demand, the hours of operation for the release of criminal history record information to record subjects were increased to full-time.

Additional efficiencies are not likely without additional system integration and possibly increased staff levels.

Reduced Data Entry Backlogs

The repository continued to reduce the backlog of court dispositions awaiting data entry, eliminating the backlog for felony cases and reduced the misdemeanor backlog.

Installation of Live Scan Technologies in High Volume Booking Facilities

Full implementation of live scan capabilities has been delayed due to problems associated with the implementation of new technology designed to improve accuracy, efficiency and conformance with national standards. However, during FY2000 the department successfully designed and built a "Store and Forward" system which allows the state to receive and transmit electronic fingerprint images and demographic information while assuring the transmitted information meets national standards for form and content. The system also stores NIST (National Institute of Standards and Technology) records for future uses. In early FY2001, the state began successfully submitting electronically captured fingerprint images to the western state's server. During FY2001, testing of the automated interfaces between the state-built Computerized Criminal History interface and the western state's server began. Testing of this interface continued in FY2002, with full implementation expected in the first half of FY2003.

Continued Preparation for Expansion of Pilot "Mugshot" Capture and Retrieval Workstations at the Anchorage Jail and Anchorage Police Department

Arrest photos from bookings at the Anchorage Jail have been made available on-line to Anchorage Police Department investigators as part of a Western Identification Network pilot project. The pilot program also provides APD access to other regional databases in California and Oregon. In FY2001, the department obtained grant funding to expand this project to all state correctional centers and other correctional locations in FY2002. Statewide installation of workstations began in FY2002, and is expected to be completed in the first half of FY2003.

Statutory and Regulatory Authority

Session Law	Effective	AK STATUTE	AAC	SHORT TITLE
63 SLA 2001	07/01/01	AS 04.11.295		Criminal Background Check - Alcohol License
		AS 08.08.137		Criminal Background Check - Alaska Bar Association
		AS 08.24.120	12 AAC 02.160	Criminal Background Check - Collection Agency
65 SLA 1998	09/01/98	AS 09.25.510		Electronic Signatures
		AS 12.61.		Victim & Witness Confidentiality
118 SLA 1994	07/01/95	AS 12.62.	13 AAC 25	Criminal Justice Information Systems Security & Privacy Act
53 SLA 2001	09/01/01	AS 12.62.		Criminal Justice Information Systems Security & Privacy Act
41 SLA 1994	08/10/94	AS 12.63	13 AAC 9	Sex Offender Registration
81 SLA 1998	06/11/98	AS 12.63.	13 AAC 9	Sex Offender Registration
106 SLA 1998	01/01/99	AS 12.63.	13 AAC 9	Sex Offender Registration
54 SLA 1999	06/05/99	AS 12.63.	13 AAC 9	Sex Offender Registration
53 SLA 2001	09/01/01	AS 12.64.	13 AAC 68	National Crime Prevention & Privacy Compact
54 SLA 1994	08/22/94	AS 12.80.060	13 AAC 68.120	Fingerprinting in Criminal Cases
		AS 14.20.020	4 AAC 12.001	Criminal Background Check - Teaching License
37 SLA 1999	06/02/99	AS 17.37.010		Medical Marijuana Registry - Accessible to Peace Officers
35 SLA 1996	08/22/96	AS 18.20.302		Criminal Background Check - Nursing Facilities
94 SLA 2000	08/29/00	AS 18.65.	13 AAC 30	Concealed Handgun Permit
1953		AS 18.65.050		Central Information on Crime Evidence
106 SLA 1998	01/01/99	AS 18.65.087	13 AAC 9	Central Registry of Sex Offenders
		AS 18.65.410	13 AAC 60	Criminal Background Check - Security Guard License
64 SLA 1996	see SLA	AS 18.65.540		Central Registry of Protective Orders
		AS 18.65.600		Missing Persons Clearinghouse
67 SLA 1994	10/01/94	AS 18.65.700	13 AAC 30	Criminal Background Check - Concealed Handgun Permit
1 SLA 1998	04/14/98	AS 18.65.700	13 AAC 30	Criminal Background Check - Concealed Handgun Permit
17 SLA 2002	08/01/02	AS 18.65.748		Concealed Handgun Permit
81 SLA 2001	07/04/01	AS 21.27.040		Criminal Background Check - Insurance License
		AS 22.20.130	13 AAC 67.030	Criminal Background Check - Process Server
87 SLA 1997	see SLA	AS 25.25.310		Access to Law Enforcement Records for CSED
47 SLA 2000	06/01/00	AS 28.10.505		DMV Records - Personal Information
63 SLA 2002	7/1/2002	AS 28.15.		Driver's License
		AS 28.15.046	13 AAC 08.015	Criminal Background Check - School Bus Driver
		AS 28.17.041	13 AAC 25	Criminal Background Check - Driving Instructor
61 SLA 2002	10/17/02	AS 33.36.110		Adult Supervision Compact
36 SLA 2002	06/07/02	AS 40.25.120		Public Records; Exceptions
101 SLA 1962		AS 40.25.120.		Public Records; Exceptions
46 SLA 1996	08/07/96	AS 43.23.		PFD Ineligibility/Criminal History
92 SLA 2001	07/06/01	AS 43.23.005		PFD Ineligibility/Criminal History
		AS 44.41.020		Criminal Justice Info Systems - Agreements with Local, Federal Agencies
		AS 44.41.025		Automated Fingerprint System
10 SLA 1995	01/01/96	AS 44.41.035		DNA Identification System
44 SLA 2000	05/12/00	AS 44.41.035		DNA Identification System
49 SLA 2001	09/23/01	AS 44.41.035		DNA Identification System

			AS 44.62.310-312		Public Meetings
			AS 45.55.040	3 AAC 8	Criminal Background Check - Alaska Securities Act Registration
9 SLA	1998	07/07/98	AS 47.12.030		Juvenile Waiver to Adult Status
			AS 47.12.210		Juvenile Fingerprinting
			AS 47.14.100		Criminal Background Check - Foster Care, Placement with Relative
107 SLA	1998	07/01/98	AS 47.15.010		Juvenile Rendition Agreement
99 SLA	1998	09/14/98	AS 47.17.033		Access to Criminal Records to Investigate Child Abuse/Neglect
99 SLA	1998	09/14/98	AS 47.17.035		Access to Criminal Records to Investigate Child Abuse/Neglect/Domestic Violence
35 SLA	1996	08/22/96	AS 47.33.100	7 AAC 75.220	Criminal Background Check - Assisted Living Homes
143 SLA	2002	07/01/02	AS 47.35.		Child Service Providers
99 SLA	1998	09/14/98	AS 47.35.017	7 AAC 50.210	Criminal Background Check - Child Care Facilities
			AS 47.35.023		Criminal Background Check - Foster Care License, Provisional

United States Code	Federal Regulations	Description
5 USC 9101	5 CFR 911	Security Clearance Information Act (SCIA)
7 USC 21(b)(4)(E)	28 CFR 50.12	Exchange of FBI Records -Registered Futures Associations
10 USC 520a		Military Services Enlistment - Criminal Background Checks
15 USC 78q(f)(2)		Partners, Directors, Officers and Employees of National Securities Exchange Members, Brokers, Dealers, Registered Transfer Agents, and Registered Clearing Agencies
15 USC 78q	28 CFR 50.12	Exchange of FBI Records - Securities Industry
18 USC 2265		Safe Streets for Women Act of 1994
18 USC 922		Gun Control Act of 1968, Brady Handgun Violence Prevention Act and National Instant Background Check System (NICS)
25 USC 4138		Native American Housing Assistance and Self-Determination Act
28 USC 534	28 CFR 20	Acquisition, Preservation, and Exchange of Identification Records and Information
42 USC 561		Welfare Reform
42 USC 1437(d)		Multi-Family Housing Act - Availability of Criminal Records for Screening and Eviction
42 USC 2169	28 CFR 50.12	Exchange of FBI Records - Nuclear Power Plants
42 USC 3753(a)(11)		Bureau of Justice Assistance Grant Programs, Drug Control and System Improvement Program
42 USC 5101		Volunteers for Children Act

42 USC	5119	National Child Protection Act (NCPA)
42 USC	13041	Childcare Worker Employee Background Checks
42 USC	14071	Violent Crime Control and Law Enforcement Act of 1994 - Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act
42 USC	14071(d)	Violent Crime Control and Law Enforcement Act of 1994 (Amendment: Megan's Law)
42 USC	14072	Sex Offender Registration - FBI Database
42 USC	14611-16	National Crime Prevention and Privacy Compact Act of 1998
49 USC	44936	Airport Security Improvement Act

Alaska Criminal Records and Identification
Component Financial Summary

All dollars in thousands

	FY2002 Actuals	FY2003 Authorized	FY2004 Governor
Non-Formula Program:			
Component Expenditures:			
71000 Personal Services	1,295.9	1,435.3	1,691.1
72000 Travel	48.2	58.8	58.8
73000 Contractual	816.2	1,928.1	2,224.1
74000 Supplies	56.4	49.8	59.8
75000 Equipment	158.8	183.1	208.1
76000 Land/Buildings	0.0	0.0	0.0
77000 Grants, Claims	0.0	0.0	0.0
78000 Miscellaneous	0.0	0.0	0.0
Expenditure Totals	2,375.5	3,655.1	4,241.9
Funding Sources:			
1002 Federal Receipts	301.9	999.7	999.7
1004 General Fund Receipts	1,036.9	1,002.0	1,015.7
1007 Inter-Agency Receipts	334.7	408.3	1,106.9
1156 Receipt Supported Services	702.0	1,245.1	1,119.6
Funding Totals	2,375.5	3,655.1	4,241.9

Alaska Criminal Records and Identification

Proposed Changes in Levels of Service for FY2004

As laws are passed that require criminal background checks on employees, or as part of programs involving children, the demand for these services continues to increase.

In FY2003, the Department of Community and Economic Development, Division of Occupational Licensing established an unbudgeted Reimbursable Services Agreement (RSA) for applicants of nursing licenses estimated at \$125.7. They are projecting an amount of \$192.0 for FY2004. Their Division of Insurance initiated an RSA, also unbudgeted in FY2003, for \$88.5 for backgrounds on insurance agents, with an FY2004 estimate of \$400.0. These RSAs are included in the FY2004 Governor's Budget. Other departments are also anticipating increases in their background checks for FY2004. These include Education & Early Development for Teachers Certification and Child Care Facilities, and Health & Social Services for Foster Care applicants and Social Workers.

The Department of Health and Social Services has advised that a new law is anticipated that will require approximately 2600 employees in long-term care facilities to pass a background check. This will mean increased service levels beginning in FY2003 and beyond as new employees will be required to pass the background test. These receipts will be collected as Receipt Supported Services fees.

On average, fingerprint submissions have increased 76% over the past seven years, and name-based criminal history record checks have increased 285% over the same time period.

Summary of Component Budget Changes

From FY2003 Authorized to FY2004 Governor

All dollars in thousands

	<u>General Funds</u>	<u>Federal Funds</u>	<u>Other Funds</u>	<u>Total Funds</u>
FY2003 Authorized	1,002.0	999.7	1,653.4	3,655.1
Adjustments which will continue current level of service:				
-Annualize FY2003 COLA for General Government and Supervisory Bargaining Units	0.0	0.0	7.2	7.2
Proposed budget decreases:				
-Reduce Receipt Services Authority for AK Criminal Records and ID	0.0	0.0	-140.0	-140.0
Proposed budget increases:				
-I/A Authority and 4 PFTs for Additional Criminal Background Check Workload	0.0	0.0	691.0	691.0
-Increased Variable Benefit Costs: Working Reserve and PERS Rates	13.7	0.0	14.9	28.6
FY2004 Governor	1,015.7	999.7	2,226.5	4,241.9

Alaska Criminal Records and Identification

Personal Services Information

	Authorized Positions		Personal Services Costs	
	<u>FY2003</u> <u>Authorized</u>	<u>FY2004</u> <u>Governor</u>		
Full-time	28	32	Annual Salaries	1,190,829
Part-time	0	0	Premium Pay	14,458
Nonpermanent	0	0	Annual Benefits	550,920
			<i>Less 3.71% Vacancy Factor</i>	(65,107)
			Lump Sum Premium Pay	0
Totals	28	32	Total Personal Services	1,691,100

Position Classification Summary

Job Class Title	Anchorage	Fairbanks	Juneau	Others	Total
AAFIS Operator II	1	0	0	0	1
Administrative Clerk I	2	0	0	0	2
Administrative Clerk II	8	0	0	0	8
Administrative Clerk III	7	0	0	0	7
Administrative Supervisor	1	0	1	0	2
Administrative Svcs Mgr	1	0	0	0	1
AK Auto FP ID Sys Op I	3	0	0	0	3
Chief, Crim Rec & Id Bureau	1	0	0	0	1
Criminal Justice Technician I	1	0	0	0	1
Criminal Justice Technician II	2	0	0	0	2
Project Asst	1	1	0	0	2
Project Coord	1	0	0	0	1
Records & Licensing Spvr	1	0	0	0	1
Totals	30	1	1	0	32